

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

NUNZIO CALCE; ALLEN CHAN; SHAYA  
GREENFIELD; AMANDA KENNEDY;  
RAYMOND PEZZOLI; SECOND AMENDMENT  
FOUNDATION; and FIREARMS POLICY  
COALITION, INC.,

No. 21-cv-8208 (ER)

Plaintiffs,

-against-

CITY OF NEW YORK; and EDWARD A.  
CABAN, in his official capacity as Commissioner  
of the New York City Police Department,

Defendants.

**DECLARATION OF SHAYA GREENFIELD**

I, Shaya Greenfield, declare as follows:

1. I am a plaintiff in this case. I am over 18 years of age and am competent to testify on my own behalf.
2. I am 31 years old. I live in the Richmond Hill neighborhood of Queens, New York.
3. I would like to buy and keep both a taser and a stun gun for the purpose of protecting myself, both at home and away from home.
4. I understand that a stun gun is a handheld weapon that can be used to shock someone and disable them nonlethally. A taser is the same, but can also deliver a shock from a distance.
5. The reason that I would like to have both a stun gun and a taser is to have self-defense tools that are nonlethal. I would like to avoid killing or seriously hurting someone if at all possible.

6. I understand that state law prohibits the possession of tasers, and that both state law and New York City law prohibit the possession of stun guns. It is also my understanding that the New York City Police Department enforces these laws.

7. I called the local (102nd) NYPD precinct Kew Gardens, Queens on several days in September 2021 to ask whether it was legal to have a stun gun or a taser in New York City. Although I tried a number of times, no one answered the general precinct phone number. Finally, on September 27, 2021, at approximately 1:20 p.m., I called the number for the precinct's detective squad and spoke with an individual who told me it was illegal to have a taser in New York City.

8. This call confirmed my previous understanding that tasers and stun guns are illegal in New York City, and that NYPD officers will charge people who possess stun guns or tasers. Nothing has happened since this call to change my understanding.

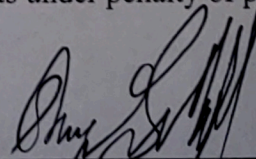
9. Because I understand that NYPD officers would charge me with unlawfully possessing a stun gun or taser if they found me in possession of one, I refrain from buying, possessing or carrying a stun gun or taser.

10. I have never been convicted of a felony or confined to a mental institution. To the best of my knowledge, I am legally eligible to purchase and possess firearms under New York law and federal law.

11. I am a member of the Second Amendment Foundation and the Firearms Policy Coalition, which I understand are also plaintiffs in this case.

I affirm all of the foregoing statements under penalty of perjury under the laws of the United States of America.

Dated: February 29, 2024

  
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Shaya Greenfield